



सत्यमेव जयते

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NOTICE

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PART I—SECTION 1

Notifications relating to Non-Statutory Rules, Regulations, Orders and Resolutions issued by the Ministries of the Government of India (other than the Ministry of Defence) and by the Supreme Court

DEPARTMENT OF SOCIAL SECURITY*New Delhi, the 13th November 1964***RESOLUTION**

No. 1/45/62-HI.—In further modification of the Ministry of Labour and Employment Resolution No. 1/45/62-HI dated the 26th June, 1963, Shri R. Jagannatha Rao, Union Deputy Minister for Law and Social Security, is appointed as a member to represent the Department of Social Security on the Tripartite Committee set up to review the working of the Employees' State Insurance Scheme.

2. Shri S. K. Wadhawan, Secretary of the aforesaid Committee is also appointed as Member-Secretary of the Committee.

ORDER

ORDERED that a copy of the Resolution be communicated to :—

1. All Members and Chairman of the Committee.
2. All State Governments and Union Territories.
3. All Ministries of the Government of India and the Planning Commission.
4. All India Organisations of Employers and Workers.
5. Director General, Employees' State Insurance Corporation, New Delhi
6. P.S. to D.M.(R).
7. Employees' State Insurance Scheme Review Committee.

ORDERED also that the Resolution be published in the Gazette of India for general information.

SHAH AZIZ AHMAD, Dy. Secy.

MINISTRY OF FINANCE**(Department of Expenditure)***New Delhi, the 17th November 1964*

No. 6358-PTI/64.—The President hereby directs that the following further amendment shall be made in the Rules relating to Postal Life Insurance and Endowment Assurance, namely :—

Amendment

In Note 3, below Rule 23 of the said Rules, for the words "exceptions below rule 2-A", the words "2-A, 2-B or 2-C" shall be substituted

C. B. GULATI, Dy. Secy.

MINISTRY OF COMMERCE*New Delhi, the 13th November 1964***RESOLUTION**

No. 34(5)-Com.(Genl.)(FMC)/64.—The Government of India, vide their Resolution No. 34(5)-Com. (Genl.) (FMC)/64, dated the 8th July 1964, accepted the recommendation of the Forward Markets Commission, *inter alia*, to grant recognition to The Saurashtra Oil and Oilseeds Association Limited, Rajkot, under section 6 of the Forward Contracts (Regulation) Act, 1952 (74 of 1952) in respect of forward contracts in Kapas after receipt of an application for the purpose from the said Association. The Saurashtra Oil and Oilseeds Association has expressed its unwillingness to organise forward trading in Kapas and has decided not to apply for recognition.

2. The Forward Markets Commission has, therefore, reconsidered its earlier recommendation in the matter and has now recommended that The Surendranagar Cotton Oil and Oilseeds Association Limited, Surendranagar (under formation), may be granted recognition for conducting forward trading in Kapas, under Section 6 of the Forward Contracts (Regulation) Act, 1952. The Commission has recommended that the recognition to the above association may be granted for a period of three years after its incorporation under the Companies Act, 1956, subject to its carrying out such modifications in its Memorandum and Articles of Association, trading Bye-laws and working procedure as may be suggested by the Commission.

3. The Government of India, in modification of their Resolution of 8th July, 1964, referred to above, accept the foregoing recommendation made by the Commission.

ORDER

ORDERED that a copy of this Resolution be communicated to all concerned and that it be published in the Gazette of India.

D. N. BANERJEE, Jt. Secy.

New Delhi, the 23rd November 1964

No. 3(9)-Tex(A)/64.—In the Government of India Ministry of Commerce Resolution No. 3(9)-Tex(A)/64, dated the 13th October, 1964, published in the Gazette of India Extraordinary, Part I, Section I on the 13th October, 1964, and as amended by Notifications No. 3(9)-Tex(A)/64, dated the 21st October, 1964 and the 31st October, 1964, the following amendment shall be made :—

After entry number 8A, the following entry shall be inserted :

8B. Shri Indrajit Gupta, M.P.

B. K. VARMA, Under Secy.

MINISTRY OF STEEL & MINES**(Department of Mines and Metals)***New Delhi, the 13th November 1964***CORRIGENDUM**

No. 21/4/64-CI.—In the Government of India Resolution No. C.IX-3(4)/63 dated the 3rd October, 1964, published in the Gazette of India dated the 17th October, 1964, regarding the setting up of Joint Board for Mining Engineering Education and Training, under the heading 'Composition', the following amendment may be made :—

For the existing entry "10. A representative of the Directorate General of Technical Education" the following may be substituted :—

"10. A representative of the Directorate General of Employment & Training."

ORDER

ORDERED that a copy of this Corrigendum be communicated to all concerned including the Ministries of the Government of India, all the State Governments, Prime Minister's Secretariat, Cabinet Secretariat, the Department of Parliamentary Affairs, Private and Military Secretaries to the President, the Planning Commission, the Comptroller and Auditor General of India, Accountant General, Central Revenues, Accountant General Commerce Works add Miscellaneous, New Delhi.

ORDERED also that the Resolution be published in the Gazette of India for general information.

CHHEDI LAL, Jt. Secy.

MINISTRY OF HEALTH*New Delhi, the November 1964***RESOLUTION**

No. F.4-35/64-FP.II.—In partial modification of this Ministry's Resolution No. F.4-35/64-FP.II dated 29-9-1964, it has been decided to re-constitute the Committee as under :—

1. Shri Parbodh Chandra,
Minister for Health,
Punjab.
2. Smt. Purabi Mukherjee,
Minister for Health,
West Bengal.
3. Secretary to the Government of Kerala,
Department of Health,
Trivandrum.
4. Representative of the Employees State Insurance Corporation.
5. Representative of the Ministry of Defence.
6. Representative of the Ministry of Finance.

Member-Secretary

7. Lt. Col. B. L. Raina,
Director (Family Planning).

The Committee will submit its report before the 31st March, 1965.

ORDER

ORDERED that a copy of Resolution be communicated to all State Governments.

ORDERED that the resolution may be published in the Gazette of India for general information.

M. K. KUTTY, Dy. Secy.

MINISTRY OF IRRIGATION AND POWER

New Delhi, the 10th November 1964

RESOLUTIONS

No. DW.V.501(4)/64.—The following amendment shall be made in the Resolution of the Government of India in the Ministry of Irrigation and Power No. DW.V.501(4)/64 dated 9-10-1964 constituting an Expert Committee to go into the flood problem of the coastal deltaic areas of Andhra Pradesh :—

For the existing entry(6) under para 2, viz.,

"Shri R. D. Dhir, Chief Engineer,
Central Water & Power Commission,
New Delhi.

Member-Secretary

Substitute

"Shri P. N. Kumra,
Chief Engineer,
Central Water & Power Commission,
New Delhi.

Member-Secretary

ORDER

ORDERED that the above amendment be published in the Gazette of India and copies communicated to all persons concerned.

ORDERED that a copy of the amendment be communicated to the State Government of Andhra Pradesh with the request to them for publishing it in the State Gazette for general information.

ORDERED also that a copy of the amendment be communicated to all the Ministries of the Government of India, the Planning Commission, the Prime Minister's Secretariat, the Military Secretary to the President, the Lok Sabha/Rajya Sabha Secretariat, the Department of Parliamentary Affairs and the Comptroller and Auditor General of India.

The 11th November 1964

No. DW.V.516(2)/64.—The following amendment shall be made in para 1 of this Ministry's Resolution No. DW.V.516(2)/64 dated the 22nd February, 1964, as amended from time to time :—

"Existing entry No. 11 shall be substituted by Shri P. N. Kumra, Chief Engineer, Central Water & Power Commission."

ORDER

ORDERED that the Resolution be communicated to all State Governments, All Ministries of the Government of India, Prime Minister's Secretariat, the Private & Military Secretaries to the President, the Lok Sabha/Rajya Sabha Secretariat the Department of Parliamentary Affairs, the Planning Commission and the Comptroller & Auditor General of India.

ORDERED also that the Resolution be published in the Gazette of India and that the State Governments be requested to publish it in the State Gazettes for general information.

V. NANJAPPA, Secy.

MINISTRY OF LABOUR AND EMPLOYMENT

New Delhi, the 13th November 1964

RESOLUTION

No. WB-21(4)/64.—In pursuance of the recommendations made in para 25 of Chapter XXVII of the Second Five Year Plan, and in para 20 of Chapter XV in the Third Five Year

Plan, the Government of India have decided to set up a Wage Board for the Port and dock workers at major ports.

2. The composition of the Board will be as follows :

Chairman

Shri L. P. Dave.

Independent Members

(1) Shri Bansi Lal, M.P.

(2) Professor D. T. Lakdawala.

Members Representing Employers

(1) Shri I. B. Das Gupta.

(2) Shri T. K. Parameswaran Nambiar.

(3) Shri S. C. Sheth.

Members Representing Workers

(1) Shri S. R. Kulkarni.

(2) Shri Makhan Chatterjee.

(3) Dr. (Mrs.) Maitreyee Bose.

3. The following will be the terms of reference of the Board :—

(a) To determine the categories of employees (manual, clerical, supervisory, etc.) who should be brought within the scope of the proposed wage fixation;

Note : The term "employees" will exclude Class I & II Officers and cover the following :

(i) persons employed by the major port authorities;

(ii) dock workers as defined under the Dock workers (Regulation of Employment) Act, 1948;

(iii) the employees engaged by the Dock Labour Boards and their administrative bodies; and

(iv) employees engaged by the listed employers.

(b) To work out a wage structure based on the principles of fair wages as set forth in the Report of the Committee on Fair Wages;

Explanation : In evolving a wage structure, the Board should in addition to the considerations relating to fair wages, also take into account :—

(i) the character of the port undertakings and their obligations to provide adequate port facilities necessary in a developing economy;

(ii) the need for uniformity in the rates of emoluments and benefits of employees doing similar jobs at various major ports;

(iii) the requirements of social justice;

(iv) the need for adjusting wage differentials in such a manner as to provide incentives to workers for advancing their skill; and

(v) the effect of the wage structure so evolved on the cost of port services.

(c) To bear in mind the desirability of extending the system of payment by results;

Explanation : In applying the system of payment by results the Board shall keep in view the need for fixing a minimum (fall-back) wage and also to safeguard against overwork and undue speed.

(d) Within three months from the date the Board starts its work, it will submit its recommendations regarding the demands of labour in respect of interim relief, pending submission of the final report.

4. The headquarters of the Wage Board will be located at Bombay and all correspondence intended for the Board shall be addressed to the Chairman, Central Wage Board for Port & Dock workers, C/o: The Bombay Port Trust, Administrative Offices, Ballard Road, Fort, Bombay-1.

ORDER

ORDERED that a copy of the Resolution be communicated to all concerned.

ORDERED also that the Resolution be published in the Gazette of India for general information.

P. M. MENON, Secy.

वाणिज्य मंत्रालय

नई दिल्ली, दिनांक 30 अक्टूबर, 1964

संकल्प

सं० 24(1) प्लॉट (ए)/64—भारत के गजट में प्रकाशित वाणिज्य मंत्रालय के पंहुग संख्या 24(1) प्लॉट(ए)/64 दिनांक 28 जुलाई, 1964, 22 अगस्त, 1964 तथा 7 सितम्बर, 1964 में किये गये संशोधन के अनुसार, भारत के बसाधारण गजट दिनांक 21 जुलाई 1964 में प्रकाशित वाणिज्य मंत्रालय के संकल्प संख्या 24(1) प्लॉट(ए)/64

दिनांक 21 जुलाई 1964 के पैरा 3 के अन्त में निम्नलिखित अतिरिक्त प्रविष्टि की जायेगी :

(25) सत्येन्द्र प्रसाद राय,
सदस्य, राज्य सभा

आदेश

आदेश दिया जाता है कि इस संकल्प की एक-एक प्रति सभी सम्बन्धों को भेजी जाये और संकल्प को भारत के गजट में प्रकाशित किया जाये।

डी० एन० बेनर्जी, संयुक्त सचिव

श्रम और रोजगार मंत्रालय

नई दिल्ली. दिनांक 13 नवम्बर 1964

संकल्प

WR 21 (4) 64—दूसरी पंचवर्षीय योजना के अध्याय xxvii के अनुच्छेद 25 और तीसरी पंचवर्षीय योजना के अध्याय xv के अनुच्छेद 20 में की गई सिफारिशों के अनुसार भारत सरकार ने मुख्य पत्तनों पर पतन और गोदी कामगरो के लिए मजदूरी बोर्ड स्थापित करने का निश्चय किया है।

2. बोर्ड का गठन इस प्रकार होगा :—

अध्यक्ष

श्री एल० पी० दवे

स्वतंत्र सदस्य

1. श्री बंसी लाल, संसद सदस्य
2. प्रोफेसर डी० टी० लकड़ावाला।

मालिकों के प्रतिनिधि सदस्य

1. श्री आई० बी० दास गुप्ता।
2. श्री टी० के० परमेश्वरन नम्बीयर
3. श्री एस० सी० सेठ

कामगरो के प्रतिनिधि सदस्य

1. श्री एस० आर० कुलकर्णी
2. श्री भन्खन चटर्जी
3. डा० (श्रीमती) मैन्नेई बोस

बोर्ड के विचारार्थ विषय ये होंगे :—

- (क) उन कर्मचारियों (श्रमिक, क्लर्क, पर्वक्षक आदि) के वर्ग निश्चित करना जिन्हें प्रस्तावित मजदूरी-निर्धारण के प्रभाव क्षेत्र में लाया जाना चाहिए;

नोट:—‘कर्मचारी’ पद में प्रथम और द्वितीय श्रेणी के अधिकारी शामिल नहीं होंगे। इसमें निम्नलिखित शामिल होंगे :—

- (i) मुख्य पत्तन अधिकारियों द्वारा नियुक्त व्यक्ति;
 - (ii) गोदी कामगार (रोजगार का विनियमन) अधिनियम, 1948 के अन्तर्गत परिभाषित गोदी कामगार;
 - (iii) गोदी श्रमिक बोर्डों और उनके प्रशासनिक निकायों-द्वारा नियुक्त कर्मचारी; और
 - (iv) अधि-सूचित नियोजकों द्वारा नियुक्त कर्मचारी।
- (ख) उचित मजदूरी समिति की रिपोर्ट में निर्धारित उचित मजदूरी के सिद्धान्तों के आधार पर एक मजदूरी-विन्यास तैयार करना।

व्याख्या:—मजदूरी-विन्यास तैयार करते समय बोर्ड को उचित मजदूरी सम्बन्धी बातों के अलावा नीचे लिखी बातों पर भी ध्यान देना चाहिए :—

- (i) विकासशील अर्थव्यवस्था में आवश्यक पर्याप्त पत्तन सुविधाओं की व्यवस्था करने के लिए पत्तन प्रतिष्ठानों के स्वरूप और उनके दायित्व;
- (ii) विभिन्न मुख्य पत्तनों पर एक जैसा काम करने वाले कर्मचारियों की सुविधाओं और वेतन दरों में एकरूपता की आवश्यकता;
- (iii) सामाजिक न्याय के लिए आवश्यक तरव;
- (iv) मजदूरी अन्तरो को ऐसे तरीके से निर्धारित करने की आवश्यकता जिससे कर्मचारियों को अपना कौशल बढ़ाने की प्रेरणा मिले; और
- (v) इस प्रकार तैयार किये गये मजदूरी-विन्यास का पत्तन-सेवाओं की लागत पर प्रभाव।

- (ग) कार्य के अनुरूप अदायगी की पद्धति लागू करने की वांछनीयता को ध्यान में रखना।

व्याख्या:—कार्य के अनुरूप अदायगी की पद्धति लागू करते समय बोर्ड न्यूनतम (गुजारे लायक) मजदूरी निर्धारित करने की और अतिश्रम तथा अवांछनीय अनुचितगति से काम करने से बचाने की आवश्यकता को ध्यान में रखेगा।

- (घ) अंतिम रिपोर्ट भेजने से पहले बोर्ड का काम शुरू करने से तीन मास के अंदर मजदूरों की मांगों के बारे में अंतरिम सहायता सम्बन्धी अपनी सिफारिशें भेजेगा।

4. बोर्ड का मुख्यालय बम्बई में होगा और बोर्ड से पत्र व्यवहार निम्नलिखित पते पर होगा :—

अध्यक्ष, पत्तन और गोदी कामगरो का केन्द्रीय मजदूरी बोर्ड, द्वारादि बोम्बे पोर्ट ट्रस्ट, एडमिनिस्ट्रेटिव आफिसिस, वेलेड रोड फोर्ट, बोम्बे-1

आदेश

आदेश दिया जाता है कि इस संकल्प की प्रति सभी संबंधित व्यक्तियों को भेजी जाय।

यह भी आदेश दिया जाता है कि इस संकल्प को भारत के राजपत्र में आम सूचना के लिए प्रकाशित किया जाय।

पी० एम० मेनन, सचिव